

115TH CONGRESS  
1ST SESSION

# H. R. 2204

To require the Comptroller General of the United States to conduct a study regarding the privacy of information collected under the Home Mortgage Disclosure Act of 1975, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 27, 2017

Mr. HULTGREN (for himself and Mr. BARR) introduced the following bill;  
which was referred to the Committee on Financial Services

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## A BILL

To require the Comptroller General of the United States to conduct a study regarding the privacy of information collected under the Home Mortgage Disclosure Act of 1975, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Homeowner Informa-  
5       tion Privacy Protection Act”.

1 **SEC. 2. STUDY REGARDING PRIVACY OF INFORMATION**  
2 **COLLECTED UNDER THE HOME MORTGAGE**  
3 **DISCLOSURE ACT OF 1975.**

4 (a) STUDY.—The Comptroller General of the United  
5 States shall conduct a study to determine whether the  
6 data required to be published, made available, or disclosed  
7 under the final rule, in connection with other publicly  
8 available data sources, including data made publicly avail-  
9 able under Regulation C (12 C.F.R. 1003) before the ef-  
10 fective date of the final rule, could allow for or increase  
11 the probability of—

12 (1) exposure of the identity of mortgage appli-  
13 cants or mortgagors through reverse engineering;

14 (2) exposure of mortgage applicants or mortga-  
15 gors to identity theft or the loss of sensitive personal  
16 financial information;

17 (3) the marketing or sale of unfair, deceptive,  
18 or abusive financial products to mortgage applicants  
19 or mortgagors based on such data;

20 (4) personal financial loss or emotional distress  
21 resulting from the exposure of mortgage applicants  
22 or mortgagors to identify theft or the loss of sen-  
23 sitive personal financial information; and

24 (5) the potential legal liability facing the Bu-  
25 reau and market participants in the event the data  
26 required to be published, made available, or disclosed

1 under the final rule leads or contributes to identity  
2 theft or the capture of sensitive personal financial  
3 information.

4 (b) REPORT.—The Comptroller General of the  
5 United States shall submit to the Committee on Financial  
6 Services of the House of Representatives and the Com-  
7 mittee on Banking, Housing, and Urban Affairs of the  
8 Senate a report that includes—

9 (1) the findings and conclusions of the Comp-  
10 troller General with respect to the study required  
11 under subsection (a); and

12 (2) any recommendations for legislative or regu-  
13 latory actions that—

14 (A) would enhance the privacy of a con-  
15 sumer when accessing mortgage credit; and

16 (B) are consistent with consumer protec-  
17 tions and safe and sound banking operations.

18 **SEC. 3. TEMPORARY SUSPENSION OF DATA REPORTING RE-**  
19 **QUIREMENTS.**

20 Notwithstanding any other provision of law, the effec-  
21 tive date for new reporting requirements contained in the  
22 final rule shall be January 1, 2019.

23 **SEC. 4. SUSPENSION OF DATA SHARING REQUIREMENTS.**

24 Notwithstanding any other provision of law, including  
25 the final rule—

1           (1) depository institutions shall not be required  
2 to publish, disclose, or otherwise make available to  
3 the public, pursuant to the Home Mortgage Dislo-  
4 sure Act of 1975 (or regulations issued under such  
5 Act) any data that was not required to be published,  
6 disclosed, or otherwise made available pursuant to  
7 such Act (or regulations issued under such Act) on  
8 the day before the date of the enactment of the  
9 Dodd-Frank Wall Street Reform and Consumer Pro-  
10 tection Act; and

11           (2) the Bureau and the Financial Institutions  
12 Examination Council shall not publish, disclose, or  
13 otherwise make available to the public any such in-  
14 formation received from a depository institution pur-  
15 suant to the final rule.

16 **SEC. 5. DEFINITIONS.**

17 For purposes of this Act:

18           (1) BUREAU.—The term “Bureau” means the  
19 Bureau of Consumer Financial Protection.

20           (2) DEPOSITORY INSTITUTION.—The term “de-  
21 pository institution” has the meaning given that  
22 term under section 303 of the Home Mortgage Dis-  
23 closure Act of 1975 (12 U.S.C. 2802).

24           (3) FINAL RULE.—The term “final rule” means  
25 the final rule issued by the Bureau titled “Home

1 Mortgage Disclosure (Regulation C)” (October 28,  
2 2015; 80 Fed. Reg. 66128).

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